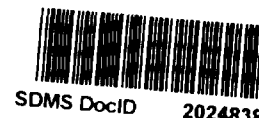


**KELLEY
DRYE**

ORIGINAL
(Red)

FACSIMILE TRANSMISSION



SDMS DocID 2024838

TO Joan Johnson - EPA Assistant Regional Counsel
FIRM U.S. EPA
CITY Philadelphia
FAX (215) 814-2603
PHONE (215) 814-2619
NO. OF PAGES 6 (including this page)
DATE January 6, 2003

KELLEY DRYE & WARREN LLP
1200 19TH STREET, N.W.
SUITE 500
WASHINGTON, D.C. 20036
(202) 955-9600
FAX (202) 955-0792

MESSAGE: Ms. Johnson: Please see the attached first 5 pages of the Complaint regarding Malvern. The document in its entirety will be forwarded to you this evening via Federal Express.

Tom Jackson

TCJ/jmd
Attachment(s)

FROM Thomas C. Jackson
PHONE (202) 955-9662
E-MAIL tjackson@kelleydrye.com
TIMEKEEPER ID 01681
CLIENT NO. 041389.0002

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JF

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ORIGINAL
FILED

ACTION MANUFACTURING CO., INC.,
ALCOA INC. f/k/a ALUMINUM COMPANY OF AMERICA,
ARMSTRONG WORLD INDUSTRIES, INC.,
ABB INC. f/k/a FISCHER & PORTER COMPANY,
BECKETT COMPANY, L.P.,
GENERAL ELECTRIC COMPANY/RCA,
GENERAL MOTORS CORPORATION,
HAMILTON TECHNOLOGIES, INC.
(BULOVA TECHNOLOGIES, L.L.C.),
HAMILTON WATCH COMPANY, INC.
(SWATCH GROUP U.S., INC.),
HANDY & HARMAN,
HAYFORK, L.P. f/k/a HAMILTON PRECISION METALS, INC.,
TUBE CO.,
HERCULES INCORPORATED,
J.W. REX,
LAFRANCE CORPORATION,
LUCENT TECHNOLOGIES INC.,
PENFLEX, INC.,
PLYMOUTH TUBE COMPANY,
REILLY PLATING COMPANY,
SIEMENS ENERGY & AUTOMATION, INC.
f/k/a MOORE PRODUCTS, CO.,
SUNROC CORPORATION,
SYNTEX (USA), INC.,
UNISYS CORPORATION,
AND VIZ LIQUIDATION TRUST

Plaintiffs,

v.

SIMON WRECKING COMPANY,
SIMON WRECKING COMPANY, INC.,
SIMON RESOURCES, INC.,
MID-STATE TRADING COMPANY, INC.,
S & S INVESTMENTS, INC.,
SCHWAB-SIMON REALTY CORPORATION,
TRENTON REALTY CORPORATION,
QUAKER CITY CHEMICALS, INC.,
CENTRAL PENN CHEMICALS,
CENTRAL PENNSYLVANIA CHEMICALS,
QUAKER CITY, INC.,

CIVIL ACTION

NO. 02- 8964

FILED DEC - 9 2002

J & J SPILL SERVICE & SUPPLIES, INC.,
 J & J TRANSPORT, INC.,
 A & A SEPTIC SERVICE, INC.,
 CONTINENTAL VANGUARD, INC.,
 LIGHTMAN DRUM COMPANY,
 LIGHTMAN DRUM CO., INC.,
 RESOURCE TECHNOLOGY SERVICES, INC.
 BISHOP TUBE CO.,
 ELECTRALLOY CORP.,
 MERCEGAGLIA USA, INC.,
 AMP INCORPORATED,
 TYCO ELECTRONICS CORPORATION,
 TYCO INTERNATIONAL (US), INC.,
 TYCO INTERNATIONAL LTD.,
 PETROCON INC.,
 ANTROL INDUSTRIES, INC.
 MCCLARIN PLASTICS, INC.,
 LAVELLE AIRCRAFT COMPANY,
 AMETEK, INC.,
 LEEDS AND NORTHRUP COMPANY,
 CSS INTERNATIONAL CORP.,
 CSS METAL FABRICATION CORPORATION,
 CSS MACHINE & TOOL CO., INC.,
 ECOLOGY SYSTEMS EQUIPMENT
 MANUFACTURING CO., INC.,
 TECHNITROL, INC.,
 FBF INDUSTRIES, INC.,
 FBF, INC.,
 ARK PRODUCTS CO., INC.,
 MALCO. INC.,
 MALCO TECHNOLOGIES, INC.,
 MALCO TECHNOLOGIES, LLC
 ALPHA TECHNOLOGIES GROUP, INC.,
 HIGH ENERGY CORP.,
 HIGH ENERGY INDUSTRIES, INC.,
 INDUCTOTHERM INDUSTRIES, INC.
 PRINCO INSTRUMENTS, INC.,
 PHILCO-FORD,
 LORAL SPACE SYSTEMS, INC.
 (a/k/a SPACE SYSTEMS/LORAL, INC.),
 LORAL SPACE & COMMUNICATIONS, LTD.,
 ACCURACY SCIENTIFIC INSTRUMENT CO., INC.,
 MONITOR SYSTEMS, INC.,
 ENERGY SYSTEMS, INC.,

ORIGINAL
 (Red)

AYDIN MONITOR SYSTEMS,
 AYDIN CORPORATION,
 LANCASTER MACHINERY CO.,
 FOUNTAIN AVENUE ASSOCIATES,
 PDS PAINT, INC.,
 CUSTOM PACKAGING,
 WOODWORKERS WORLD,
 ATHENA CONTROLS INC.,
 EMECO INDUSTRIES, INC.,
 XYNATECH, INC.,
 XYNATECH MANUFACTURING COMPANY,
 CARVEL HALL, INC.
 CHI INTERNATIONAL INC.,
 TOWLE MANUFACTURING CO.,
 SYRATECH CORP.,
 MANORGRAPHICS, LTD.,
 ALLISTER MANUFACTURING CO.,
 RELM WIRELESS CORPORATION,
 SPECIALITY CASTINGS, INC.,
 ELECTROLOY COMPANY, INC.,
 F. J. CAIN CORP.,
 ELECTRODE SALES, INC.,
 SOLID STATE SCIENTIFIC, INC.,
 SPELCO, INC.,
 DCA, INC.(t/s) DISPLAY CORPORATION OF AMERICA,
 GEORGE K. GARRETT CORP.,
 MSL INDUSTRIES, INC.,
 STORM WEATHER PRODUCTS, INC.,
 WESTAR MANUFACTURING CORPORATION,
 MSM ASSOCIATES,
 MODEL FINISHING CO.,
 MODEL FINISHING CO., INC.
 FRASER-VOLPE CORPORATION,
 NARCO AVIONICS, INC.,
 MATHESON TRI-GAS, INC., d/b/a
 MATHESON INSTRUMENTS,
 CONTAMINATION CONTROL, INC.,
 CONTAMINATION CONTROLS, INC.,
 DAVID K. ROBSON, INC.,
 DKR, INC.,
 C.K. SYSTEMATICS, INC.,
 SYSTEMATICS, INC.,
 OXFORD METAL PRODUCTS CO.,
 NATIONAL METALCRAFTERS, INC.,

ORIGINAL
 (Rev.)

ORIGINAL
(Ref)

TRANSICOIL, INC.,
HORIZON AEROSPACE, L.L.C.,
FABRIC DEVELOPMENT, INC.,
PRODELIN INC.,
M/A-COM, INC.,
PENSKE CORPORATION,
FAIRFAX VALET, INC., f/k/a FAIRFAX CLEANERS,
A & J SCREW MACHINE PRODUCTS, INC.,
SHUR-KUT SUPPLY CORPORATION,
TELEFLEX INCORPORATED (t/s SERMETAL),
LOVEKIN R E CORPORATION,
TELE-DYNAMICS, INC.,
ALEX C. FERGUSON, INC.,
E.I.T. L.L.C. a/k/a
ENTERRA INSTRUMENTATION TECHNOLOGY,
EXIDYNE INSTRUMENTATION TECHNOLOGIES, L.L.C.,
SANTVAN LABORATORIES, INC.,
DOEHLE-JARVIS CORP.,
HARVARD INDUSTRIES, INC.,
CHEM CELL CORPORATION,
E. FRANK HOPKINS CO.,
AIRLINE HYDRAULICS CORPORATION,
KEYSTONE TRANSFORMER COMPANY,
KEYSTONE TRANSFORMER COMPANY, INC.,
ARTCO CORPORATION,
SINGER EQUIPMENT COMPANY, INC.,
SINGER EQUIPMENT COMPANY, L.P.,
PRECISION ARTS MANUFACTURING, INC.,
FORMAL AFFAIRS, INC. f/k/a, GLAH BROS., INC.,
R C KLETZING, INC.,
HULLTRONICS, INC.,
HULL CORP.,
HULLVAC PUMP CORP.,
HULL/FINMAC INC.,
KOSEMPER MANUFACTURING COMPANY,
GULF & WESTERN INDUSTRIES, INC.,
GULF & WESTERN SYSTEMS COMPANY,
GULF & WESTERN MANUFACTURING COMPANY,
GWM LIQUIDATING COMPANY,
WICKES MANUFACTURING COMPANY,
COLLINS & AIKMAN CORP.,
HEARTLAND INDUSTRIAL PARTNERS, L.P.,
SAF SERVICES CORPORATION,
AXEL JOHNSON METALS, INC.,

ORIGINAL
(Reg)

KEYSTONE-BLOCK TRANSPORTATION CO.,
KEYSTONE ENVIRONMENTAL SERVICES, INC.,
FTC HAZARDOUS, INC.,
FTC ENVIRONMENTAL SERVICES,
ASSOCIATED WASTE EQUIPMENT CO.,
BUILDERS CLEANUP,
MILQUTP LEASING,
SAFE DISPOSAL SYSTEM, INC.,
INLAND PUMPING & DREDGING CORP.,
PHILADELPHIA STEEL DRUM CO., INC.,
WASTE CONSULTING & BROKERAGE SERVICES, INC.,
U.S. ENVIRONMENTAL SERVICES,
DIVERSIFIED ENVIRONMENTAL SERVICES,
NW CONTROLS INC.,
JOHN DOES ARRANGERS, #1-10
JOHN DOES SUCCESSORS TO ARRANGERS, #11-30
JOHN DOES TRANSPORTERS, #31-40
JOHN DOES SUCCESSORS TO TRANSPORTERS, #41-50

Defendants.

COMPLAINT

Plaintiffs, Action Manufacturing Co., Alcoa Inc. f/k/a Aluminum Company of America, Armstrong World Industries, Inc., ABB Inc. f/k/a Fischer & Porter Company, Beckett Company, L.P., General Electric Company/RCA, General Motors Corporation, Hayfork, L.P. f/k/a Hamilton Precision Metals, Inc., Hamilton Technologies, Inc. (Bulova Technologies, L.L.C.), Hamilton Watch Company (Swatch Group U.S., Inc.) Handy & Harman Tube Co., Hercules Incorporated, J.W. Rex, Lafrance Corporation, Lucent Technologies Inc., Penflex, Inc., Plymouth Tube Company, Reilly Plating Company, Siemens Energy & Automation, Inc. f/k/a Moore Products Co., Sunroc Corporation, Inc., Syntex (USA), Inc., Unisys Corporation, and Viz Liquidation Trust, by their counsel, Conrad O'Brien Gellman & Rohn, P.C., assert as follows:

I. INTRODUCTION

1. Plaintiffs bring this action pursuant to the Comprehensive Environmental